IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.6052 OF 2005

IN

APPEAL NO.866 OF 2005

Sharif Ahmed Rayees Ahmed ...Applicant

Versus

The State of Maharashtra & Anr. ...Respondents

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Mr.N.R.Bubna for Applicant.

Mrs.M.M.Deshmukh, A.P.P. for Respondent No.1.

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CORAM: A.M.KHANWILKAR, J.

NOVEMBER 14, 2005.

P.C.

1. Heard Counsel for the Applicant as well as the learned A.P.P.

2. As the Applicant was on bail during the trial and there is nothing on record to indicate that he has jumped any of the conditions of bail, coupled with the fact that the sentence is short sentence of only five years, Applicant is granted

bail on same conditions which operated during the pendency of trial.

3. In addition, insofar as direction to the Applicant to pay fine of Rs.10,000/- (Rupees Ten Thousand) ordered by the Trial Court, the same is suspended during the pendency of the Appeal, as it is seen that the Applicant is doing menial job of labourer.

4. Application allowed on the above terms.

A.M.KHANWILKAR, J.